

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

William J. Martin

Serial No.: 09/085,271

Filed: May 26, 1998

For: STEALTH VIRUS DETECTION IN
THE CHRONIC FATIGUE SYNDROME



Group Art Unit: 1634

Examiner: YUCEL, I

5/TW, OK
Della
4/15/99

TERMINAL DISCLAIMER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir or Madam:

04/14/1999 HHORTON 00000008 122475 09085271
01 FC:248 55.00 CH
Your petitioner, WILLIAM JOHN MARTIN, an individual residing at Pasadena,
California, represents that he is owner of U.S. Patent No. 5,756,281. ✓

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

February 26, 1999
Date of Deposit

SD-105403.1

Irene Grimes Betke
Name of Person Mailing Paper


Signature of Person Mailing Paper

Your petitioner, WILLIAM JOHN MARTIN, an individual, hereby disclaims the terminal part of any patent granted on the above-identified application Serial No. 09/085,271, which would extend beyond the expiration date of U.S. Patent No. 5,756,281 and hereby agrees that any patent so granted on the above-identified application Serial No. 09/085,271, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the United States Patent 5,756,281, this agreement binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of United States Patent No. 5,756,281, as presently shortened by any terminal disclaimer, in the event that it currently is or later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued, is unintentionally or unavoidably lapsed (for example for failure to pay the proper issue fee), or is in any manner, terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.


The undersigned has reviewed all documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

LYON & LYON

✓
By 
Charles S. Berkman
Reg. No. 38,077

CSB:smc
First Interstate World Center
633 West Fifth Street, 47th Floor
Los Angeles, CA 90071-2066
(619) 552-8400